

IN THE SENATE

SENATE BILL NO. 1273

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

1  
2 RELATING TO WATER; AMENDING SECTION 42-245, IDAHO CODE, TO REMOVE A DATE RE-  
3 STRICTION ASSOCIATED WITH AN EXCEPTION TO WAIVER AND RELINQUISHMENT OF  
4 CERTAIN WATER RIGHTS.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 42-245, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 42-245. FAILURE TO FILE CLAIM WAIVES AND RELINQUISHES RIGHT. Any per-  
9 son claiming the right to divert or withdraw and use waters of the state who  
10 fails to file a claim as provided in section 42-243, Idaho Code, shall be con-  
11 clusively deemed to have waived and relinquished any right, title or inter-  
12 est in said right.

13 The provisions of this section shall not apply if a claim to the right is  
14 filed in a general water rights adjudication proceeding commenced ~~prior to~~  
15 ~~June 30, 1988,~~ under the provisions of chapter 14, title 42, Idaho Code.